

## U.S. District Court — Judicial Caseload Profile

## WEST VIRGINIA NORTHERN

| WEST VIRGINIA NORTHERN                         |                                                                |                                    | 12-Month Periods Ending |             |             |             |             |             | Numerical Standing Within |         |
|------------------------------------------------|----------------------------------------------------------------|------------------------------------|-------------------------|-------------|-------------|-------------|-------------|-------------|---------------------------|---------|
|                                                |                                                                |                                    | Sep 30 2007             | Sep 30 2008 | Sep 30 2009 | Sep 30 2010 | Sep 30 2011 | Sep 30 2012 |                           |         |
| Overall Caseload Statistics                    | Filings <sup>1</sup>                                           |                                    | 1,151                   | 1,237       | 1,099       | 1,100       | 1,116       | 1,230       | U.S.                      | Circuit |
|                                                | Terminations                                                   |                                    | 993                     | 1,489       | 1,259       | 1,062       | 1,155       | 1,099       |                           |         |
|                                                | Pending                                                        |                                    | 1,191                   | 946         | 782         | 818         | 784         | 910         |                           |         |
|                                                | Percent Change in Total Filings Current Year Over Earlier Year |                                    | 6.9                     | -0.6        | 11.9        | 11.8        | 10.2        |             |                           |         |
| Number of Judgeships                           |                                                                |                                    | 3                       | 3           | 3           | 3           | 3           | 3           | 17                        | 6       |
| Vacant Judgeship Months <sup>2</sup>           |                                                                |                                    | 13.8                    | 12.0        | 12.0        | 12.0        | 12.0        | 5.4         |                           |         |
| Actions per Judgeship                          | Filings                                                        | Total                              | 384                     | 412         | 366         | 367         | 372         | 410         | 70                        | 9       |
|                                                |                                                                | Civil                              | 211                     | 256         | 204         | 203         | 202         | 224         | 78                        | 9       |
|                                                |                                                                | Criminal Felony                    | 148                     | 129         | 130         | 105         | 127         | 129         | 22                        | 3       |
|                                                |                                                                | Supervised Release Hearings        | 24                      | 27          | 32          | 59          | 43          | 57          | 14                        | 1       |
|                                                | Pending Cases                                                  |                                    | 397                     | 315         | 261         | 273         | 261         | 303         | 79                        | 9       |
|                                                | Weighted Filings <sup>2</sup>                                  |                                    | 345                     | 363         | 329         | 300         | 334         | 381         | 67                        | 9       |
|                                                | Terminations                                                   |                                    | 331                     | 496         | 420         | 354         | 385         | 366         | 71                        | 7       |
|                                                | Trials Completed                                               |                                    | 14                      | 13          | 18          | 14          | 19          | 14          | 72                        | 8       |
|                                                | Median Time (Months)                                           | From Filing to Disposition         | Criminal Felony         | 6.3         | 7.3         | 6.2         | 6.4         | 5.7         | 6.2                       | 10      |
| Civil <sup>2</sup>                             |                                                                |                                    | 12.1                    | 10.0        | 9.9         | 8.6         | 9.3         | 8.3         | 38                        | 3       |
| From Filing to Trial <sup>2</sup> (Civil Only) |                                                                | -                                  | -                       | -           | -           | -           | -           | -           | -                         |         |
| Other                                          | Number (and %) of Civil Cases Over 3 Years Old <sup>2</sup>    |                                    | 18<br>2.5               | 22<br>3.6   | 16<br>3.1   | 14<br>2.5   | 15<br>3.2   | 9<br>1.6    | 7                         | 2       |
|                                                | Average Number of Felony Defendants Filed per Case             |                                    | 1.5                     | 1.5         | 1.4         | 1.3         | 1.5         | 1.5         |                           |         |
|                                                | Jurors                                                         | Avg. Present for Jury Selection    | 46.0                    | 64.5        | 44.5        | 43.8        | 52.7        | 39.6        |                           |         |
|                                                |                                                                | Percent Not Selected or Challenged | 24.8                    | 50.4        | 31.6        | 23.9        | 31.5        | 24.8        |                           |         |

## 2012 Civil Case and Criminal Felony Defendant Filings by Nature of Suit and Offense

| Type of               | Total | A  | B   | C   | D  | E  | F  | G   | H  | I  | J  | K | L  |
|-----------------------|-------|----|-----|-----|----|----|----|-----|----|----|----|---|----|
| Civil                 | 672   | 42 | 20  | 210 | 6  | 39 | 18 | 115 | 86 | 14 | 52 | 2 | 68 |
| Criminal <sup>1</sup> | 387   | 13 | 230 | 4   | 49 | 28 | 20 | 24  | 0  | 3  | 8  | 1 | 7  |

NOTE: Criminal data in this profile count defendants rather than cases and therefore will not match previously published numbers.

<sup>1</sup> Filings in the "Overall Caseload Statistics" section include criminal transfers, while filings by "Nature of Offense" do not.

<sup>2</sup> See "Explanation of Selected Terms."